



Attorney Docket No. P58317US2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Jim APPINO et al.

Serial No: 08/865,044

Group Art Unit: 1616

Filed: May 29, 1997

Examiner: Marina LAMM

For: DEVICE FOR DISPENSING THERAPEUTIC OR COSMETIC SUBSTANCE, THE INERT VEHICLE OF WHICH IS A VOLATILE POLYDIORGANOSILOXANE, AND COMPOSITION INTENDED TO BE USED IN THE DEVICE

TERMINAL DISCLAIMER

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

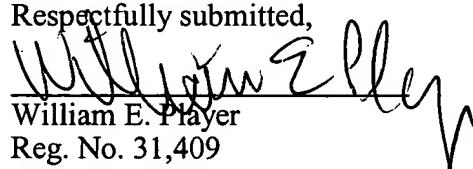
Dow Corning France, the exclusive owner of the entire right, title, and interest in the subject patent application, by virtue of an assignment recorded May 6, 2003, at Reel/Frame 014033/0221, hereby disclaims the terminal part of any patent granted on the above identified application that would extend beyond the expiration date of the full statutory term as defined in 35 USC §§ 154-156 and 173 of U.S. Pat. No. 5,582,815 ("the prior patent") not shortened by terminal disclaimer, and hereby agrees that any patent granted on the above identified application shall be enforceable only for and during such period that such patent is commonly owned with the prior patent, which agreement is to be binding upon the grantee, its successor or assigns; but, does not disclaim any terminal part of any patent granted on the subject patent application prior to the expiration date of the full statutory term of the prior patent if it expires for failure to pay a maintenance fee, is held unenforceable or is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole, has all claims canceled by reexamination certificate, is reissued, or is otherwise terminated prior to the expiration of its full statutory term.

A check including the requisite fee of \$110.00 is submitted herewith.

JACOBSON HOLMAN PLLC
400 Seventh Street, NW
Washington, D.C. 20004
Tel.: (202) 638-6666
Date: October 21, 2003
WEP:bap

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By:

Respectfully submitted,

William E. Player
Reg. No. 31,409
Attorney of Record